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16 *Attorneys for Plaintiff Rudy K. Thompson*

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18 **UNITED STATES DISTRICT COURT**  
19 **NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

20  
21 *IN RE: 23ANDME, INC. CUSTOMER DATA*  
*SECURITY BREACH LITIGATION*

22  
23 This Document Relates To: All Actions  
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Case No. 3:24-md-03098-EMC

**DECLARATION OF GIA JUNG IN SUPPORT  
OF ADMINISTRATIVE MOTION TO  
CONSIDER WHETHER CASES SHOULD  
BE RELATED PURSUANT TO CIVIL  
LOCAL RULES 3-12 AND 7-11**

1 I, Gia Jung, declare as follows:

2 1. I am an attorney at Cotchett, Pitre & McCarthy, LLP, one of counsel for Plaintiff Rudy K.  
3 Thompson (“Plaintiff”) in *Thompson v. 23andMe, Inc.*, Case No. 3:24-cv-01418-AGT (N.D. Cal.) (the  
4 “*Thompson Action*”). Pursuant to Civil Local Rules 3-12 and 7-11, I submit this Declaration in Support  
5 of Plaintiffs’ Administrative Motion to Consider Whether Cases Should Be Related. I have personal  
6 knowledge of the facts stated in this Declaration and, if called as a witness, I could and would testify  
7 competently to them.

8 2. The *Thompson Action* was filed on March 8, 2024, and is currently assigned to Judge Alex  
9 G. Tse. *Santana v. 23andMe, Inc.*, No. 23-cv-5147-EMC (N.D. Cal.) was filed on October 9, 2023, and  
10 is the first-filed action. *In re: 23andMe, Inc., Customer Data Security Breach Litigation*, 3:24-md-03098-  
11 EMC (N.D. Cal) (“*In re 23andMe*”) is the centralized case consolidating the actions in the Northern  
12 District of California pursuant to the Judicial Panel on Multidistrict Litigation’s April 11, 2024 transfer  
13 order. *In re 23andMe* is currently assigned to Judge Chen.

14 3. The *Thompson Action* and the actions consolidated in *In re 23andMe* involve the same  
15 Defendant, arise from the same event, and concern substantially the same facts. See Civ. L.R. 3-12(a)(1).  
16 Specifically, Plaintiffs are consumers that allege that their private personally identifiable information  
17 (“PHI”) and personal genetic information (“PGI”) was stolen from 23andMe by unauthorized persons in  
18 early October 2023 (the “Data Breach”). The cases are putative class actions seeking to represent  
19 substantially similar, if not identical, putative classes, and seek damages and other relief. As such, each  
20 action will require adjudication of substantially the same questions of law and fact.

21 4. Given these similarities, it “appears likely that there will be an unduly burdensome  
22 duplication of labor and expenses of conflicting results if the cases are conducted before different  
23 Judges.” Civ. L.R. 3-12(a)(2). Indeed, having these actions prosecuted separately would create an undue  
24 burden on the Court and parties and cause duplication of labor and expense, as well as lead to potentially  
25 conflicting results. Relating these actions will conserve judicial resources and ensure consistent results.

26 5. Concurrently with the filing of this Motion, the parties in the related actions will be served  
27 with copies of this motion and all supporting documents filed with it.  
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1 I declare under penalty of perjury under the laws of the United States and the State of California  
2 that the foregoing is true and correct.

3 Executed this 19th day of April, 2024 in San Francisco, California.  
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5 /s/ Gia Jung  
6 GIA JUNG  
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